19 41

Department of Revenue

OFFICE Bd of Rev

STATION Madras

Bf Mn. No. 2896

S 1291/41
Today
B V & July.

Dated 27. 10. 41

1.10.P.M.

Revenue
Home
W 2760

27 OCT 1941
28
27/V

Pages in the file

(SUBJECT.)

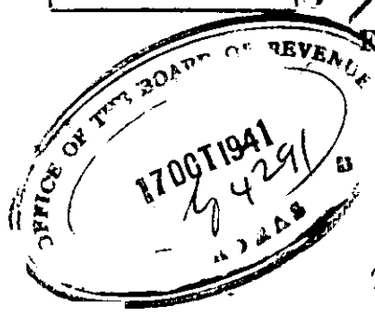
Instr (S. Revenue). Powers of Bd of Rev
S. 419/38. Disputes of Title to Govt Property - Powers of Collr on appeal to Revenue Govt Advocate or Asstt

C.F. 32.

_____ DEPARTMENT.

In reply, please quote number, date and short title.

Received _____ *Registered* _____



From (Name) M.V.Subrahmanyan Esq.,I.C.S.,

(Designation) Collector of South Kanara.

Post Box _____, (Station) Mangalore.

Telegraphic Address _____

To

The Secretary to the Board,
Land Revenue & Irrigation,
Madras.

Ref.A3 *No.* 8639-40 *dated* 15-10-41.

Sir,

ENCLOSURES _____

_____

_____

SPARE COPIES _____

Suits - Puttur Dt.Munsif's court -O.S.419/38- Adverse decision against Government -filing of appeal sanction sought.

I invite the Board's attention to this office Ref.A3-4960-37 dated 11-5-1938 and the Board's orders thereon B.P.Ms. 1594 dated 7-6-38. The suit has been disposed of. Copies of the judgment and decree are herewith enclosed. The Government Pleader, Mangalore, when consulted on the advisability of filing an appeal in the matter states that the court's finding that the mortgage is supported to the extent of Rs. 210/- (para 56 of the judgment) cannot be attacked and that an appeal may be filed against the decree of the Lower court to the extent indicated in the memo of appeal. I enclose herewith copies of the Government Pleader's letter and appeal memo. I agree with the Government Pleader and I request that sanction may be accorded for filing an appeal.

2. The judgment was delivered on 6-8-41 and copies of the judgment and decree were applied for by the Pleader for Government the same day and they were delivered to the Pleader on 30-9-41. They

were received in this office on 4-10-41. The matter was referred to the Government Pleader on 8-10-41 and his reply received on 13-10-41. As the last day to prefer the appeal is 29-10-41, I request the favour of early orders.

For Collector.

15.X.41

Copy of letter Ref.No. A.962-41, dated 12-10-1941 from the Government Pleader, Mangalore to the Collector of South -- Kanara.

****

Suits - Puttur District Munsif's Court - C.S.No.419/38 - Adverse decision against Government - filing of appeal.

Your Ref.No.A3-8639-40, dated 8-10-1941.

******

I am of opinion that an appeal may be filed against the decree of the lower court to the extent I have indicated in the memo of grounds forwarded herewith. As far as the mortgage is concerned, the lower court's finding that it is supported to -- the extent of Rs.210/- para 56 of the judgment, cannot be attacke as the debt was in respect of the promissory note executed by -- Govinda Bhatta.

2. With respect to C schedule properties, the lower court does not seem to have had regard to Section 108-B(d) of the --- Transfer of Property Act, and Section 90 of the Trusts Act. -- Defendant 2 obtained these properties in virtue of his position as mulgenidar of lagthi lands. Where a tenant obtains by ---- encroachment lands adjacent to the lease-hold it has been held that he is bound to surrender them to his landlord along with the lease-hold - 10 Cal. 820. It seems to me that this is a - much stronger case. I have not mentioned these points in the Appeal Memo.; but they are covered by the grounds, and will be discussed at the time of arguments.

3. Information on the following points may be called for -- from the Pleader for Government at Puttur and furnished to me - urgently:- (a) The value of the houses in C Schedule properties (b) the mesne profits of C Schedule properties separately, (c) mesne profits or rent of A Schedule properties separately.

4. The last day to prefer the appeal is 29-10-1941. As stamp paper has to be bought, the information required may be furnished to me as soon as it is received so that the draft --- may be kept in readiness awaiting the Board's sanction.

5. The connected file (A3-8639-40, pages, 1-220) is returned

for your reference.

(True Copy)

For Collector.

15.X.

IN THE COURT OF THE DISTRICT JUDGE OF SOUTH KANARA.

A.S.No. of 1941.

Between,

The Province of Madras. Appellant.

And

1. Narayana Bhatta.
2. A. D'Souza.
3. Narayana Kakkannaya. Respondents.
4. Kallyani Amma (Supplemental).

On appeal from the Decree and Judgment of the Puttur - District Munsiff's Court dated 6-8-1941 and made in O.S.No. 419 of 1938.

Between,

The Province of Madras. ... Plaintiff.

and

1. Narayana Bhatta
2. A. D'Souza.
3. Narayana Kakkannaya. Defendants.
4. Kallayani Amma (Supplemental - impleaded as per order dated 9-12-1938 on R.I.A. 1542/1938.)

Memorandum of appeal under Order 41 rule 1 Civil Procedure Code.

The abovenamed appellant begs to state as follows:-

I. That the appellant is the Province of Madras, represented by the Collector of South Kanara

II. That the 1st defendant is the son of Budoli Krishna Bhati residing in Panjikallu village, Mangalore. 2nd defendant is the son of Pingel Souza, residing at Mundel in Laila village Puttur taluk, 3rd defendant is the son of Rama Kakkarnaya, residing in Pilimogru village, Mangalore Taluk; 4th defendant is the wife of Anantha Bhatta, Proprietor, Tea Hostel, residing at Alanavara Casba, Dharwar District (Supplemental) impleaded as per order dated 9-12-1938 on R.I.A.No.1542/1938.

GROUNDS OF APPEAL.

III.(1) The decree of the lower court to the extent appealed --- against is contrary to law and evidence.

(2) The lower court erred in not decreeing possession of C Schedule properties to plaintiff.

(3) The lower court should have held that all the four plots in Schedule C were obtained by defendant 2 in virtue of his ----- possession and enjoyment of the lagthi lands as mulgenidar, and -- as such he was liable to surrender possession of the same along -- with the mulgeni holding.

(4) The absolute right of the Government to assign waste ---- land on darkast has no bearing on the issue as to whether a ----- darkast grant obtained by a lessee or a qualified owner as such -- should enure for the benefit of the lessor or the full owner.

(5) The decisions cited by the lower court do not decide the present issue. 28 M.L.J. 44 relates to a case where the ---- lessor and not the lessee obtained a darkast grant and 8 L.W.100 to a mortgagor's acquisition.

(6) The lower court laboured under a misapprehension in it belief that the claim to the accession was limited only to Kumki belt.

(7) The lower court's reasoning in para 19 of its judgment -- is not clear or cogent. There is no principle in law or equity - which forbids the plaintiff from claiming the lands held by the -- 2nd defendant on an invalid mulgeni along with all the acquisitions made on the strength of that mulgeni.

(8) The lower court erred in doubting that the darkast lands were not accessions to the mulgeni.

(9) The lower court has erred in holding that the Crown is -- estopped from claiming the darkast grant to defendant 2.

(10) The crown is not bound by estoppel; nor could the bar of estoppel apply in this case as the requisite knowledge to found -- the estoppel cannot be imputed to the Crown or its officers and -- the escheat declaration was made long subsequent to the darkast grants.

(11) The lower court should have decreed mesne profits of C -- Schedule properties as claimed.

(12) The lower court erred in awarding Rs.750/- as the cost of improvements to defendant 2.

(13) The evidence of the defence witnesses with reference to the improvements and their value is interested, contradictory and inherently entitled to no weight.

(14) Ex. IX should have been found to be a sham document.

(15) The lower court in para 45 of its judgment has found the cost of improvements to be Rs.715/- while in para 62 the figure is given at Rs.750/-

(16) The lower court has erred in holding that defendant 2 was not liable to pay the rent of 1936.

(17) Ex.XIX should have been found to be supported by consideration ly to the extent of Rs.210/-.

(18) The lower court has not given due weight to the fact --- that the mortgage was obtained by the widow's brothers just after she attained majority.

(19) The lower court has ignored the fact that at the time of the mortgage the amount of Rs.150/- alleged to be borrowed for -- funeral expenses and interest must have been barred by limitation.

(20). The lower court erred in holding that the widow had to -- borrow any amount for the masikas.

(21) The decree of the lower court is not in conformity to its judgment.

Prays therefore that the decree of the lower court to the extent appealed against may be reversed, and the suit decreed as prayed for herein with costs throughout.

Valuation.

1. For possession of C Schedule properties 10 times the assessment of Rs.1-7-0 plus the value of buildings:

2. For mesne profits of C Schedule properties for 3 years up to the institution of suit, at Rs. a year.

3. For subsequent mesne profits at the same rate.

4. For payment of rent of 1936 from defendant 2 for A Schedule properties.

5. To set aside the decree for payment of improvements.

6. To set aside the declaration that the mortgage of 1917 is valid and binding to the extent of Rs.440: fixed fee of Rs. 15 is paid.

****

For Collector.

15.X.M

9 (J 8003)

DRAFT FOR APPROVAL.

	Date.	Initials.
When received for fair copying ..	27/6	
When copied ..	27/6/41	
When examined..		
When signed ..		
When despatched.	27/6	

SUBJECT :— Smith. (S. Kanaran). Outturn DHC O.S. 419/38. Properties of late Govinda Muruthiaya - Adverse decision against Govt. Filing of appeal unnecessary

READ AGAIN Rob. Mis 1594, dated 7-6 1938 - Q (D)

" " ——— " ——— 19——

READ ALSO :—

No. 94291/41 From the Colr Kanaran, No. A3-8639/40 dated 15-6-1941 - D. Mp 1-2

" ——— " ——— " ——— " ——— 19——

" ——— " ——— " ——— " ——— 19——

~~Order~~ Resolution ~~Ms. Rout.~~ No. 2896, dated 27.6.1941

Mr's order f 12 21

Some telegram at once & when the Govt is to say

Govt 27/6

Govt f 10 21

The Board considers that as the Govt. assigned the "C" schedule lands to the 2nd defdt unconditionally, they have to take the consequences. In regard the decision of the Dt. Munsif in regard of mesne profits, mortgage liability and cost of improvements are questn of fact and it is not worthwhile to pursue the matter further. In the circumstances the Colr. is informed that no appeal is necessary against the judgment in O.S. 419/38 on the file of the Dt.

As regards the discrepancy noticed in the figures of the cost of improvements as per the draft grounds of appeal of the judgment, the Collr. is requested to get the figures corrected, as Rs 750' is evidently a clerical error for "Rs 715".

(p 7 y
Mh 14 + 17 (G)

+ 12 xf

2/ The following telegram will be sent to the Collr. of S. Kanara :-

under orders ref. + 13 xf

"Collector, Mangalore

your letter (Reg.# A.3) 8639 (of 40) dated 15th (October 41). No appeal (is) necessary.

Revenue Board"

Sd/ Mead
27/10/41

27.10.41

b The Collr. of S. Kanara
b with a copy of proceedings dt
27/10

attended to
b
27/10

(G) + (T)

[illegible] any reference become necessary the production of this receipt will enable the telegram to be traced by the office of origin within seven days of the date of its despatch—thereafter, *Complaints* respecting this telegram and applications for *Refund* involving complaints against the Service should be made to the Postmaster-General of the Circle concerned, within two months. Applications for refund *which do not involve complaints against the Service* should be made to the Officer-in-charge, Tel. Check Office, Calcutta.

Last date for filing appeal is 29.10.41

M3
JS
A31(41)9)
Weigh ff (Distribi 3 law books)
25/X

Suit - (S. Kamara) - Puttur D.M.C. - O.S. 419/38 - Escheat (land) alienations Recovery - Adverse decision against Govt - Filing of appeal - Sanction

pcf ... 1594 d 7.6.38 (D)

Cy 4291/41

M 1.4 From the Collr. of S. Kanara Rep. A 3. 8639.40 d 15.10.41

2 A.S.

The properties of the late Govinda Murdi Maya ~~who died~~ were declared

A 31 4 (D) escheat to the Govt on Pro. Mis 1594 of 7.6.38. Govindu died ~~in~~ in 1914

A 1.4 (D) leaving behind him his widow, ~~Kem~~ Kaveramma who was a minor at that time. On his death, the properties ~~appeared~~ were ~~to~~ registered in the name of the minor widow, by guardian ~~mother~~ Kalyan The widow died on 23.9.1932

a mulgani lease / a mortgage / a plan of ... 31.32 4 (D) Three alienations were made during the period between 1914 & 1932. At the instance of the Collr, the Bd. approved the proposal to file a suit for the recovery of the

A 7.1.42 do property. It also approved the draft plaint. A suit was accordingly filed in the Court

(G) of the Dt Munsiff, Puttur. A Copy of the judgment

(T) & decree have been submitted by the Collr, in some respects As the Court's decision is adverse to the Govt

both the local G.P. and the C.M.P recommend filing of an appeal against the judgment and decree of the Dt Munsiff in the Dt Court, Kanpalore in so far as it is adverse to the Govt. p34 + p10f

2/. The three alienations sought to be recovered are (1) a mulgeni lease of the A & B schedule properties in favour of the 2nd deft (Sri A.D' Souza) executed by Kaveramma on 13.10.1916 (2) a mortgage deed dated 5.10.1917 for Rs 600/- by Kaveramma in favour of her brothers but now vested in the 6th deft (Kalyani amma) & (3) the Court auction sale of A & B schedule properties in favour of the 1st Deft (Sri Narayana Bhatta) in execution of a decree in OS 472 of 1929 on the strength of a promissory note executed by Kaveramma in favour of one Venkataramanacharya. The second deft above referred to got assigned in his name the "C" schedule properties by making use of and solely on the strength of his position as mulgeni tenant. As the said properties which were kumki and kumki adjuncts (Lagthi) to the 'A' schedule properties are accretions to the 'A' schedule properties, surrender of possession of 'C' schedule properties and past & future mesne profits were claimed. * p12 13 of (D) (& pp 4+5 (T)) See para 1 of (G) p13 of (D) (& p5 (T)) (6) on pp 8-9 ans.

3/. Para 62 of the judgment under issue XI gives in a nutshell the Court's decision p17 18 (G)

INDIAN POSTS & TELEGRAPHS DEPARTMENT.

RECEIPT FOR INLAND TELEGRAM

Class O Amount Rs.—A. 15 No. 9 Date 27 (or date-stamp).

Office of Origin

CHEPAUK 27 OCT 41

para 35, p 11 (G)

The Court has framed the mulgeni lease of the 'A' & 'B' schedule lands as void and decreed possession to the

As regards the mortgage deed of 5.10.1917, the 'on'. has fixed the plaintiffs (Govt) liability at Rs 440/

para 56, p 16 (Gi) & 62, p 17 (ii) and as regards the decree and sale in O.S. No 672/45

it has declared that they are not binding on the Govt

(ii) on p 2 (T) The Govt have, however, to pay the 2nd deft Rs 750/- for

16) on p 3 (T) improvements to 11 schedule lands. Govt's claim as

(3) vide (i.e. the mortgage creditor) regard 'C' schedule lands has been dismissed. On the

question of costs, the Govt as plaintiff receive

p 3 + 6 (T) Rs 202-2-2 which it has to pay the defdt Rs 115 14-

The Govt's claim for mesne profits of the 1st of the last

4 on p 3 (T) years prior to the institution of the suit (in respect of the 'A' schedule lands) has been dismiss

As regards future mesne profits & time for the previous two yrs

13 on pp 3-4 (T) in respect of 'A' schedule lands & for the previous 3 yrs in respect of 'B' schedule lands, both applications have to be made.

4/. The decision is adverse to the Govt in its respects & they are req^d to file the draft grounds of appeal as follows.

(1) The claim for 'C' schedule lands has been dismissed
[Grounds 2 to 11]

pp 6-7 (2) Rs 750/- has to be paid for improvements of 'A' sch. lands
p 7 [Grounds 12 to 15]

(3) The mortgage deed of 5.10.17 is made binding to the
[Grounds ~~16~~ 17 to 20]
extent of Rs 440/-.

(4) The mesne profits for 1936 on 'A' schedule lands dismissed
[Grounds 16]
Item (1) 'C' schedule lands. These lands, also were notified

p 15 of (D) in the Gt Gazette as having escheated to Govt. The

para 2, p 2 (G) mulgeni tenant, Anthony D'Souza (2nd Defdt) filed a suit in his name like properties by

making use of

of and solely on the strength of his position as mulgeni tenant. These properties formed kumeeki and keemaki adjuncts to the A+B schedule properties and are therefore accretions thereto, liable to be made over along with the mulgeni lands. In paragraphs 9 to 19 of the judgment the Dr. Murray discusses the validity of the Govt claim over the 'C' schedule lands. He concludes that the grant of the freehold land is absolute and vests the grantee with all rights of ownership unless qualified in the grant itself, that the Crown even assuming that ~~is deemed to have~~ acquired the freehold right to the land only after it became aware of its escheat right, ~~+ did~~ it is stopped from vesting forward the newly acquired right, that the standard form of freehold grants does not provide for preservation of the grantees' rights on account of accrual of any subsequent fresh title to the Govt, and that if the kumeeki land is granted in freehold to anybody, that becomes the absolute property of the grantee. and that the plaintiffs' (Govt) claim under the rule of accretion is fallacious.

Pp 3-7 (G)

Para 2 - p 5

See para 2 p 6

para 2, p 34

⊗ p 83, Rohmo 7

X pp 30 31, Rohmo 7

para 2, p 3 4

Post up

⊗ The local G.P. however considers that the lower court did not have regard to Sec. 108-B(d) of the Transfer of Property Act and Section 90 of the Trusts Act.

⊗* The former section read thus

"If during the continuance of the lease any accession is made to the property such accession (subject to the law relating to alluvion for the time in force) shall be deemed to be comprised in the lease"

Section 90 of the Trusts Act says that where a tenant for life, co-owner . . . or other qualified owner of any property, by availing himself of his position as such, gains an advantage in derogation of the rights of the other persons interested in the property, he must hold for the benefit of all persons so interested. The local G.P. says that the 2nd defdt. obtained these properties (Schedule lands) in virtue of his position as mulgenidar of Cagilla lands and that according to 10 Cal. 820 where to a tenant obtains by encroachment lands adjacent to his lease hold, he is bound to surrender them to the landlord along with the lease hold. In this view

he seems to think that there is a much stronger case for appeal. He has not however put in these points in the memo. of appeal prepared by him but says that they are to be covered by the grounds and will be discussed at the time of arguments. The sections of the Act and the case law quoted by the Local Govt. do not directly meet the Dt. Munsif's argument which deals mainly with the question of accrual of absolute ownership by virtue of assignment by Govt. ~~of catchcash stands forever~~. In the circumstances, though the matter is arguable, it seems doubtful whether the Dt. Munsif's decision would be reversed in appeal. It is therefore considered whether an appeal should be preferred in the matter.

para 2, p 3 C

A - Please note action

Item (2) The Govt. have to pay the 2nd defdt. Rs 750/- for improvements made by the Scheduled lands. The Bd. has already agreed that the cost of improvements + buildings be fixed at Rs 350/-. It is seen that the Commissioner appointed for the purpose fixed the value of improvements at Rs 1,335/- ~~should be paid~~ and as this is only a question of fact with reference to evidence tendered, there appears to be no necessity to press this point in appeal.

6 on p 3 E

para 3, p 5 B; D

para 4 5, p 4

~~In view of para 47 of the judgment~~

~~There does not appear to be any strong~~

Paras 1, 2 (T)

Item (3) The mortgage deed dated 5.10.1917 was for a sum of Rs 600/- The amount consists of Rs 233-1-6 a decree debt, Rs 210 for Gowramma's funerals, Rs 130/- for his monthly and annual ceremonies & Kaveramma's pilgrimage + Rs 26-4-6 for expenses for stamp & registration of the document. The munsiff allowed a total sum of Rs 440/- (Rs 210 towards the decree debt, Rs 150/- for the funeral expenses & Rs 80/- towards expenses on ceremonies. He has disallowed Kaveris pilgrimage expenses & stamp & registration charges.

Para 56, p 16 (G)

p 7 (G) = extract of decree debt (G) = vide para 4, p 34

Paras 17 to 20 of the draft grounds of appeal refer to this item. In view of the reasons given by the munsiff in paras 50-56 of the judgment, it seems doubtful whether an appeal on this point would be successful.

pp 15-16 (G)

Item (4) The Dt. Munsiff has refused mesne profits for 1936 on 'A' schedule lands on the ground that the 2nd defdt. by producing a receipt proved the payment of rent for the year 1936 to the 1st. defdt. who was the. mulgeni landlord as a court auction purchaser. It seems doubtful whether any court would make the 2nd defdt. pay the Govt rent for 1936 a second time.

Para 47, pp 11-12 (G)

5/. In the circumstances it does not seem worthwhile to prefer an appeal against the D.M.C's decree and judgment. Para (15) of the Grounds of appeal refer to a discrepancy in the sum of Rs 750/- In para 45 of the judgment the value of improvements is fixed at Rs 715/ But in para 62 of the judgment and in para 6 of the decree the amount is recorded as Rs 750/. Presumably Obviously the latter figure is a clerical error for Rs 715/-

The Colle. may be asked to get this corrected

A - for Brf - The 2nd defendant got the C schedule properties assigned in his favour by the Court on the strength of his position as mulgenidar of A & B schedule properties. The Dt Munsif has declared that his mulgeni right void. So when the lease itself is invalid, the lessee's right to get the Kumaki land (C schedule properties) assigned also falls to the ground. It has recently been decided by the Board that escheated lands have no Kumaki privileges. In the circumstances an appeal may be preferred against the D. M's judgment in respect of C schedule properties also. Pl. send thro' A.S. (L.R)

25/x 25/10 25.X.41 A.S.(I)

p 7 ¶

p 14 (G)

p 17 (G) + para 7 on p 3

para 35 p 11 (G)

The subject matter of this suit falls under two main heads (1) Properties which belonged to the deceased Govinda and which have escheated to Government and (2) those that were assigned to the 2nd Dft and which according to the contention of the Government should have been treated as "Kumki" to item no 1.

The judgment of the Dt Munsif in respect of 1 above is adverse to the Government only in part and the view taken by the Dt Munsif cannot be said to be unreasonable. This may not therefore necessitate an appeal ordinarily.

As regards item no 2, ~~has been dealt with~~ the judgment is wholly adverse to Government. Board and A.S.L.R ~~Collector~~ (who are dealing with assignment) consider that an appeal is necessary in this respect. If an appeal is proposed to be filed, that part of item 1 above which is adverse to Government may also be included with the latter. Grounds of appeal may be approved & the filing of the appeal sanctioned

J.S

18/7

Mb 7/7

The decision of the Hon'ble Munsiff in respect of lease right, mortgage liability, & cost of improvements are questions of fact which have been dealt with in detail in the judgement, item by item. It is doubtful if these can be successfully contradicted in a civil court in appeal. It seems proper to acquiesce in the decision on these points. The improvements, for instance, are testified to by DWs 6 & 7 who according to the Hon'ble Munsiff are "persons of an altogether different caste, & who have no axe to grind" It is also seen that the statistical valuation of the improvements has been done by a disinterested court commissioner. In the face of these facts it will not be possible to sustain grounds 12 to 15 of the appeal memo. The mortgage has been fairly allowed & the Dft. himself advises that we should not further contest it to the extent of Rs 210 which is the amount of debt incurred by Govinda himself. The other amounts allowed by the Munsiff relate to the funeral expenses connected with the death of Govinda & there seems to be no need to contest it. Re: the rent

page 12, para 36 of (G).

page 12, para 37 of (G)

page 7 of

para 1 of page 3 of.

for the A Schedule properties, I agree with the office that a court is not likely to allow the party to pay it twice over, specially if bonafides at the time of payment are established.

Ijaratdari case however, is fitting or at least contestable only in regard to the kumiki lands. Here the points in favour of Ijaratdar are :-

(a) The party got the lands assigned to him because he was the Mulgenidar of adjacent lands.

(b) There is no dharkast of lands independently that he would have got if he had applied for them without being the Mulgenidar of the adjacent lands

(c) According to law, (S.108 B(d) of the Transfer of Property Act, & X Calcutta, 1880) the lessee acquires any such right as kumiki only on behalf of his landlord.

(d) The Mulgeni lease having been found not to endure beyond the lifetime of Kaveri, all accretions to the Schedule property also pass to Ijaratdar.

The points that can be urged against Ijaratdar are

a) A Dharkast once given becomes absolute unless conditions are specified in the Dharkast itself.

(b) The Rumbi theory is valid only in rl. to accretions up to 100 yards of the Mulgini lands boder, the extra accretion being pure assignment of an independent character

B.S. 6. 15, para 40, C.S. no 176, at page 59; and para 61 of (6)

(c) Govt gave these Dharkasts during the life time of Lakshmana & they have known that they were the revenuers by escheat

Balancing the arguments for & against it seems to me that Govt have undoubtedly a fighting case in rl. to this point. It is purely a question of policy whether it is worthwhile appealing on this ground alone. As the chances of success & failure seem to be to about equal, I think that an appeal is not necessary.

If the Bd desires the appeal to be preferred, then, in any event, it may be limited to grounds 1 to 11 of the appeal memo.

K 7 cf

The caller may be asked to get reciting the incidents pointed out in ground 15.

K 7 cf.

25/8/61

MB

No appeal is necessary. Govt assigned the lands unconditionally & may take no consequences

25/8/61

PTO

13

Send a telegram to the collector by
11 AM tomorrow

26/4/41.

Addl D).

20.4.5

Prompt action need.

27/4/41

27/4/41

B.P.No. 2896
Dated. 27.10.41

Single Member
Two Members
~~Full Board~~

	I-A. A.D.S. & L.R.	Assistant Secretary L.R.	Assistant Secretary Irrign.	Assistant Secretary Sep.Rev.	J.S. Secy.	M 3	M 2	M 1
1. Open file seen by	✓	✓			✓		✓	
2. Final draft seen by	✓							
3. Now circulated to								
4. Initials								

Passed for record.

Secretary

Joint Secretary.

~~A.S.(L.R.)~~

A.S.(Irrign). mas 29/10/41

~~A.S.(Sep.Revs)~~.

A.D.S.& L.R.

I.A

Note:- Entries not required to be scored out.